

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Roger Webb, on February 22, 2017 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Roger Webb, Chair (R)
Sen. Mike Lang, Vice Chair (R)
Sen. Edward Buttrey (R)
Sen. Steve Fitzpatrick (R)
Sen. Terry Gauthier (R)
Sen. Brian Hoven (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Jon C. Sesso (D)
Sen. Gene Vuckovich (D)

Members Excused: None

Members Absent: None

Staff Present: Leanne Kurtz, Legislative Branch
Tia Stockton, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 274, 2/16/2017; SB 278, 2/16/2017; SB 306, 2/18/2017

Executive Action: SB 266 - Be tabled
SB 269 - Be tabled
SB 274 - Do pass
SB 278 - Do pass
SB 306 - Do pass as amended

00:00:01 Chair Webb

00:00:31 Sen. Lang assumed the role as chair.

HEARING ON SB 306

Opening Statement by Sponsor:

00:00:38 Sen. Roger Webb (R), SD 23, opened the hearing on SB 306, Allowing conversion of condo to townhouse.

Proponents' Testimony:

00:02:39 James Anderson, Montana Association of Realtors (MAR)
[EXHIBIT\(los39a01\)](#)

00:12:37 Sen. Buttrey entered the meeting.

00:12:43 Maureen Rude, Montana Housing Coalition
00:15:39 Bill VanCanagan, Montana Association of Realtors (MAR)

Opponents' Testimony:

00:16:21 Branden Allen, Old Republic National Title Company
00:23:51 Steve Turkiewicz, Montana Bankers Association

Informational Testimony: None

Questions from Committee Members and Responses:

00:25:03 Sen. Vuckovich
00:25:42 Sen. Webb
00:26:06 Sen. Vuckovich
00:26:28 Sen. Webb
00:27:00 Sen. Hoven
00:27:39 Sen. Webb
00:27:45 Sen. Hoven
00:28:11 Sen. Webb
00:28:14 Sen. Hoven
00:28:21 Sen. Webb
00:28:34 Sen. Hoven
00:28:44 Sen. Webb
00:29:15 Sen. Hoven
00:29:47 Mr. Allen, Old Republic
00:29:55 Sen. Hoven
00:30:00 Mr. Allen
00:30:18 Sen. Hoven
00:30:28 Mr. Allen
00:30:45 Sen. Vuckovich
00:31:22 Sen. Webb

00:32:35 Chair Lang
00:33:02 Mr. VanCanagan, MAR
00:34:07 Sen. Hoven
00:34:22 Mr. VanCanagan
00:34:39 Mr. Anderson, MAR
00:35:29 Sen. Hoven
00:35:45 Mr. Anderson

Closing by Sponsor:

00:37:27 Sen. Webb
00:39:29 Chair Lang

HEARING ON SB 278

Opening Statement by Sponsor:

00:39:44 Sen. Steve Hinebauch (R), SD 18, opened the hearing on SB 278, Revising local government selection procedures for professional services.

[EXHIBIT\(los39a02\)](#)

Proponents' Testimony:

00:44:37 Jason Rittal, Fallon County
00:47:58 Jay Skoog, American Council of Engineering Companies (ACEC)

[EXHIBIT\(los39a03\)](#)

00:55:24 Kelly Lynch, Montana League of Cities and Towns
00:57:54 Jennifer James, American Institute of Architects, American Society of
Contractors and Engineers, Montana Society of Engineers

[EXHIBIT\(los39a04\)](#)

00:58:47 Bob Morrison, Morrison-Maierle
01:01:45 Bob Gilbert, City of Colstrip, City of Glendive, Rosebud County, Musselshell
County, Phillips County
01:02:46 Bill Lloyd, Great West Engineering

Opponents' Testimony: None

Informational Testimony:

01:04:04 Jennifer Olson, Montana Department of Commerce

Questions from Committee Members and Responses:

01:04:46 Sen. Hoven
01:06:06 Mr. Skoog, ACEC

Closing by Sponsor:

01:07:10 Sen. Hinebauch

01:07:23 Chair Lang

HEARING ON SB 274

Opening Statement by Sponsor:

01:09:30 Sen. Edward Buttrey (R), SD 11, opened the hearing on SB 274, Revise and clarify special purpose district election laws.

01:09:45 Sen. Sesso entered the meeting.

Proponents' Testimony:

01:10:44 Bonnie Ramey, clerk and recorder, Jefferson County

01:12:51 Bob Mullen, commissioner, Jefferson County (JC)

01:13:33 Shantil Siaperas, Montana Association of Counties

[EXHIBIT\(los39a05\)](#)

01:14:46 Kelly Lynch, Montana League of Cities and Towns

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

01:15:39 Sen. Webb

01:15:58 Mr. Mullen, JC

01:17:17 Chair Lang

01:17:39 Mr. Mullen

Closing by Sponsor:

01:17:56 Sen. Buttrey

01:18:16 Chair Lang

01:18:57 Sen. Webb assumed the role as chair.

EXECUTIVE ACTION ON SB 274

01:19:29 **Motion:** Sen. Lang moved that **SB 274 DO PASS.**

Discussion:

01:19:36 Chair Webb

01:19:51 Sen. MacDonald

01:20:02 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 278

01:20:24 **Motion:** Sen. Lang moved that **SB 278 DO PASS.**

Discussion:

01:20:38 Sen. MacDonald
01:21:11 Sen. Hoven
01:22:04 Sen. Buttrey
01:22:32 Sen. Hoven
01:22:40 Sen. Lang
01:23:13 Sen. Buttrey
01:23:36 Leanne Kurtz, Legislative Services Division (LSD)
01:24:14 Sen. Sesso
01:26:06 Sen. Buttrey
01:26:26 Sen. Sesso
01:27:24 Sen. Lang
01:27:43 Sen. Sesso
01:29:02 Chair Webb
01:29:45 Sen. MacDonald
01:30:49 Sen. Fitzpatrick
01:31:54 Sen. MacDonald
01:32:05 Sen. Hoven
01:33:07 Chair Webb
01:33:19 Sen. Hoven
01:33:34 Sen. Sesso
01:33:41 Sen. Buttrey
01:33:56 Chair Webb
01:34:08 Sen. Hoven
01:35:04 Sen. Buttrey
01:35:17 Sen. Sesso
01:36:15 Sen. Hoven
01:36:34 Sen. Vuckovich
01:37:03 Sen. MacDonald
01:38:30 Sen. Gauthier
01:38:42 Sen. Lang
01:38:59 Sen. MacDonald
01:39:03 Sen. Lang
01:39:07 Sen. Buttrey

01:39:32 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 306

01:40:32 **Motion:** Sen. Lang moved that **SB 306 DO PASS.**

Discussion:

01:41:07 Chair Webb

[EXHIBIT](#)(los39a06)

01:41:20 Sen. Vuckovich

01:41:39 Chair Webb

01:42:19 Sen. Vuckovich

01:42:45 Chair Webb

01:42:59 Sen. Lang

01:43:13 Chair Webb

01:44:03 Sen. Vuckovich

01:44:06 Chair Webb

01:44:23 Sen. Lang

01:44:29 Sen. MacDonald

01:45:03 **Motion:** Sen. R. Webb moved that **SB 306 BE AMENDED.**

Discussion:

01:45:22 Chair Webb

01:45:32 Sen. Buttrey

01:46:03 Sen. Sesso

01:46:12 **Vote:** Motion carried unanimously by voice vote.

01:46:23 **Motion/Vote:** Sen. Lang moved that **SB 306 DO PASS AS AMENDED.** Motion carried 8-1 by voice vote with Sen. Vuckovich voting no.

01:46:48 Chair Webb

EXECUTIVE ACTION ON SB 269

01:47:54 **Motion:** Sen. Lang moved that **SB 269 DO PASS.**

01:48:18 **Motion:** Sen. Lang moved that **SB 269 BE AMENDED.**

[EXHIBIT](#)(los39a07)

Discussion:

01:48:36 Chair Webb

01:48:49 Sen. Sesso

01:54:40 Without objection, Sen. Lang withdrew the BE AMENDED motion.

Discussion:

01:54:57 Sen. Hoven

01:55:10 Sen. Buttrey

01:55:30 **Vote:** Motion failed 2-7 by roll call vote with Sen. MacDonald and Sen. R. Webb voting aye.

01:56:14 **Motion/Vote:** Sen. Buttrey moved that **SB 269 BE TABLED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 266

01:56:56 **Motion:** Sen. Lang moved that **SB 266 DO PASS**.

Discussion:

01:57:14 Sen. Fitzpatrick

01:57:54 **Motion:** Sen. MacDonald moved that **SB 266 BE AMENDED**.
[EXHIBIT\(los39a08\)](#)

Discussion:

01:58:31 Ms. Kurtz, LSD
01:59:33 Sen. Hoven
02:00:03 Chair Webb
02:00:14 Sen. Buttrey
02:00:37 Jeff Barber, Smart Growth Coalition
02:01:33 Sen. Buttrey
02:01:36 Kelly Lynch, Montana League of Cities and Towns
02:02:48 Chair Webb
02:02:55 Sen. Sesso
02:03:40 Ms. Kurtz
02:04:45 Sen. Sesso

02:10:04 **Vote:** Motion carried 5-4 by roll call vote with Sen. Fitzpatrick, Sen. Hoven, Sen. Lang and Sen. Vuckovich voting no.

02:10:55 **Motion:** Sen. Lang moved that **SB 266 DO PASS AS AMENDED**.

Discussion:

02:11:08 Sen. Buttrey
02:11:54 Sen. Hoven

02:12:23 **Vote:** Motion failed unanimously by roll call vote.

02:12:48 **Motion/Vote:** Sen. Fitzpatrick moved that **SB 266 BE TABLED**. Motion carried unanimously by voice vote.

02:13:06 Chair Webb

ADJOURNMENT

Adjournment: 5:13 PM

Tia Stockton, Secretary

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Additional Documents:

EXHIBIT([los39aad.pdf](#))